

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

11 UNITED STATES OF AMERICA, ) No. CR-09-00547 SBA  
12 Plaintiff, ) ORDER GRANTING STIPULATED  
13 v. ) REQUEST TO CONTINUE HEARING  
14 KAO KWENG SAEPHAN, ) DATE TO MAY 4, 2010 AND TO  
15 Defendant. ) EXCLUDE TIME UNDER THE SPEEDY  
16 ) TRIAL ACT  
17 ) Date: April 20, 2010  
18 ) Time: 9:00 a.m.  
19 ) Court: Hon. Saundra Brown  
20 ) Armstrong

The parties jointly requested that the hearing in this matter be continued from April 20, 0 to May 4, 2010, and that time be excluded under the Speedy Trial Act between April 15, 0 and May 4, 2010 to allow for the effective preparation of counsel, taking into account the exercise of due diligence.

23 The government has produced substantial discovery to defendant regarding five separate  
24 burglaries and six stolen firearms (over 130 pages of reports and 8 CDs of photographs). The  
25 government has also produced recorded telephone calls and other digital discovery. Defense  
26 counsel also needs additional time to conduct legal research regarding potential immigration  
27 consequences for defendant of a conviction in this case. The parties agree the ends of justice  
28 served by granting the continuance outweigh the best interests of the public and defendants in a

STIP. REQ. TO CONTINUE HEARING DATE TO MAY 4, 2010 AND TO EXCLUDE TIME  
No. CR-09-00547 SBA

1 speedy trial. For these stated reasons, the Court finds that the ends of justice served by granting  
2 the continuance outweigh the best interests of the public and defendants in a speedy trial. Good  
3 cause appearing therefor, and pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv),

4 **IT IS HEREBY ORDERED** that the status hearing in this matter is continued from  
5 April 20, 2010 to May 4, 2010 at 9:00 a.m., and that time between April **20**, 2010 and May 4,  
6 2010 is excluded under the Speedy Trial Act to allow for the effective preparation of counsel,  
7 taking into account the exercise of due diligence.

8  
9 DATED:4/20/10  
10

*Saundra B Armstrong*  
HON. SAUNDRA BROWN ARMSTRONG  
United States District Judge

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28